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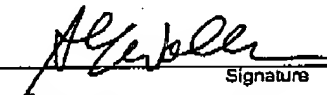
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PTO/SB/31 (08-03)

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 210308 - ADAPTER	
I hereby certify that this correspondence is being deposited with the United States Patent and Trademark Office by fax to 703-872-9306 on <u>MAY 11, 2004</u> Signature _____ Typed or printed name <u>ALFRED M. WALKER</u>		In re Application of <u>GERARD STEPHAN</u> Application Number <u>09/927,692</u> Filed <u>08/10/2001</u> For <u>NIPPLE ADAPTER FOR A STANDARD NARROW MOUTHED BEVERAGE BOTTLE</u> Art Unit <u>3727</u> Examiner <u>MAI; TRI M.</u>	
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ <u>330</u> <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ <u>165</u> <input type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>23-0120</u> . I have enclosed a duplicate copy of this sheet. <input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>29,983</u> <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) _____ <div style="text-align: right;">  Signature <u>ALFRED M. WALKER</u> Typed or printed name <u>631-361-8737</u> Telephone number <u>MAY 11, 2004</u> Date </div>			
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.			
<input checked="" type="checkbox"/> *Total of <u>1</u> forms are submitted.			

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Alfred M. Walker, P.C.**OFFICIAL****Attorney at Law***Admitted to New York State Bar
and the United States Patent Office***RECEIVED
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May 11, 2004

Commissioner for Patents
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APPLICANT:	Gerard Stephan
SERIAL NO.:	09/927,692
FILED:	August 10, 2001
EXAMINER:	Tri M. Mai
GROUP ART UNIT:	3727
MAILING DATE OF ACTION:	February 12, 2004
TITLE:	NIPPLE ADAPTER FOR BEVERAGE CONTAINER

Dear Sir:

Enclosed please find Notice of Appeal.

Please deduct the \$165 appeal fee from Applicant's
Attorney's Deposit Account No. 23-0120.

Certificate of Fax Transmittal.

Respectfully submitted,

Alfred M. Walker
Reg. No. 29,983

PAT27

I certify that this correspondence is being deposited by fax
to 703-872-9306 on the date indicated below.

Date: May 11, 2004


Alfred Walker